IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.Rev.Pet.No. 706 of 1999

CRA.311/1996 of II ADDL.SESSIONS COURT, ERNAKULAM
CC.228/1994 of ADDL.CHIEF JUDICIAL MAGISTRATE (E & O), ERNAKULAM

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REVN. PETITIONER:

SMT. ALEYAMMA MATHEW, W./O. MATHEW
PROPRIETRIX
MUNDAKKAL ENTERPRISES,
ST.MARY'S COLELGE JUNCTION
MAALAM P.O. KOTTAYAM - 31.

BY ADV. SRI.C.J.JOY

RESPONDENTS:
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1. R. RAMALINGAIER, A PARTNERSHIP FIRM
BROADWAY, ERNAKULAM
REPRESENTED BY ITS MANAGING PARTNER R. RANGANATHAN
S/O. R. RAMALINGAIER, RANGA NIVAS, DIWANS ROAD, ERNAKULAM
COCHIN - 15.

2. SATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR HIGH COURT OF KERALA,
ERNAKULAM.

R1 BY ADV. MR. RAVIKUMAR
R2 BY PUBLIC PROSECUTORMR. C.M. KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 4-4-2007 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.M.P.NO. 3142 OF 1999 IN CRL.R.P.NO. 706 OF 1999

DISMISSED

4-4-2007 **SD/-K.R.UDAYABHANU, JUDGE**

TRUE COPY

P.S. TO JUDGE

K.R. UDAYABHANU, J.

CRL.R.P.NO.706 of 1999

DATED THIS THE 4th dya of April 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo rigorous imprisonment for two months and to pay a fine of Rs.35,000/- and in default to undergo simple imprisonment for one month. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay Rs.40,000/- as compensation vide Section 357 (3) Cr.P.C.and in default to undergo simple imprisonment for one month. It is submitted that the petitioner has deposited Rs.35,000/- before the court below. The revision petitioner is granted two months time to pay the amount of compensation less the amount deposited. The revision petitioner shall appear before the Additional Chief Judicial Magistrate, Economic Offences, Ernakulam on 6-6-2007 to receive sentence. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.

K.R.UDAYABHANU, J

CRL.R.P.NO.706 of 1999

ORDER

4-4-2007